

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CIVIL ACTION NO. 3:05CV316-H**

**ROBERT LOWINGER, Individually and  
On Behalf of All Others, Similarly Situated,**

**v.**

**EUGENE B. JOHNSTON, DANIEL G.  
BERGSTEIN, KELSO INVESTMENT  
ASSOCIATES V, L.P. KELSO EQUITY  
PARTNERS V., L.P., FRANK K. BYNUM,  
GEORGE E. MAELICH, KELSO &  
COMPANY and FAIRPOINT  
COMMUNICATIONS, INC.,**

**Defendants.**

**ORDER**

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**THIS MATTER** is before the Court on “Defendants’ Motion For Charles E. Davidow To Appear Pro Hac Vice (document #26) filed January 15, 2006. For the reasons set forth herein, the motion will be **GRANTED**.

Pursuant to Local Rule 83.1(B), counsel shall remit the required admission fee of \$100.00 to the Clerk of Court for the Western District of North Carolina within twenty-one (21) days of this Order.

The Clerk is directed to send copies of this Order to counsel for the parties, including but not limited to moving counsel.

**SO ORDERED.**

**Signed: January 23, 2006**

*Carl Horn, III*

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Carl Horn, III  
United States Magistrate Judge

